

For Office Use Only Executive Office of Environmental Affairs MEPA Analyst: <i>Nick ZAVOLAS</i> Phone: 617-626- <i>1030</i>
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NPC

Notice of Project Change

The information requested on this form must be completed to begin MEPA Review of a NPC in accordance with the provisions of the Massachusetts Environmental Policy Act and its implementing regulations (see 301 CMR 11.10(1)).

Project Name: Christina Estates		EOEA #: 13709	
Street: Cumberland Avenue			
Municipality: North Attleborough		Watershed: Blackstone/Ten Mile	
Universal Tranverse Mercator Coordinates:		Latitude: 41°56'16" to 41°55'47"	
		Longitude: 71°21'54" to 71°21'49"	
Status of project construction: 0 %complete			
Proponent: Cumberland Associates Realty Trust (attn. Robert A. Shelmerdine, Esq.)			
Street: P.O. Box 101			
Municipality: Sharon		State: MA	Zip Code: 02607
Name of Contact Person From Whom Copies of this NPC May Be Obtained: Michael Toohill			
Firm/Agency: ENSR Corp.		Street: 2 Technology Park Drive	
Municipality: Westford		State: MA	Zip Code: 01886
Phone: 978-589-3000	Fax: 978-589-3100	E-mail: mtoohill@ensr.com	

In 25 words or less, what is the project change? The project change involves . . .the request for a Phase 1 Waiver from the preparation of an EIR (for the first phase of a six phase project) and the reduction of impacts due to the entire project.

See full project change description beginning on page 3.

Date of ENF filing or publication in the Environmental Monitor: January 11, 2006

Was an EIR required? Yes No; if yes,
 was a Draft EIR filed? Yes (Date:) No
 was a Final EIR filed? Yes (Date:) No
 was a Single EIR filed? Yes (Date:) No

Have other NPCs been filed? Yes (Date(s):) No

If this is a NPC solely for lapse of time (see 301 CMR 11.10(2)) proceed directly to "ATTACHMENTS & SIGNATURES" on page 4.

PERMITS / FINANCIAL ASSISTANCE / LAND TRANSFER

List or describe all new or modified state permits, financial assistance, or land transfers not previously reviewed:

Are you requesting a finding that this project change is insignificant? (see 301 CMR 11.10(6))

Yes No; if yes, attach justification.

Are you requesting that a Scope in a previously issued Certificate be rescinded?

Yes No; if yes, attach the Certificate

Are you requesting a change to a Scope in a previously issued Certificate? Yes No; if yes, attach Certificate and describe the change you are requesting: Phase 1 Waiver

Summary of Project Size & Environmental Impacts	Previously reviewed	Net Change	Currently Proposed
LAND			
Total site acreage	102	0	102
Acres of land altered	67	1	68
Acres of impervious area	19.2	-1.1	18.1
Square feet of bordering vegetated wetlands alteration	28,468	-1,463	27,500
Square feet of other wetland alteration	0	0	0
Acres of non-water dependent use of tidelands or waterways	0	0	0
STRUCTURES			
Gross square footage	308,000	0	308,000
Number of housing units	110	0	110
Maximum height (in feet)	30	0	30
TRANSPORTATION			
Vehicle trips per day	1,134	0	1,134
Parking spaces	0	0	0
WATER/WASTEWATER			
Gallons/day (GPD) of water use	48,400	0	48,400
GPD water withdrawal	0	0	0
GPD wastewater generation/ treatment	48,400	0	48,400
Length of water/sewer mains (in miles)	2.04 (water) 1.74 (sewer)	0.12 0.88	2.16 (water) 2.62 (sewer)

Does the project change involve any new or modified:

1. conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97? Yes No
 2. release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction? Yes No
 3. impacts on Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities? Yes No
 4. impact on any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?
Yes No; if yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources? Yes No
 5. impact upon an Area of Critical Environmental Concern? Yes No
- If you answered 'Yes' to any of these 5 questions, explain below:

PROJECT CHANGE DESCRIPTION (attach additional pages as necessary). The project change description should include:

- (a) a brief description of the project as most recently reviewed
- (b) a description of material changes to the project as previously reviewed,
- (c) the significance of the proposed changes, with specific reference to the factors listed 301 CMR 11.10(6), and
- (d) measures that the project is taking to avoid damage to the environment or to minimize and mitigate unavoidable environmental impacts. If the change will involve modification of any previously issued Section 61 Finding, include a proposed modification of the Section 61 Finding (or it will be required in a Supplemental EIR).

Since filing the ENF several intensive studies of the site have been performed. Under a permit with MassHistoric, the Public Archaeology Laboratory has conducted an intensive (locational) survey of the property and has defined the perimeter of the significant archaeological resources on the site. None of these resources are located in Phase 1 of the project. Under a permit with Mass. Natural Heritage and Endangered Species Program, ENSR has conducted rare species surveys to locate and define the habitat of Tiny-flowered Buttercup, a state-listed endangered species. None of the locations of populations of these flowers, nor areas of suitable habitat, are found in Phase 1 of the project.

Phase 1 is a completely self sustaining project with minimal adverse environmental impact. Ample and unconstrained infrastructure exists to support Phase 1. A wetland crossing totaling 4,450 square feet is required to gain access to Phase 1. A valid Amended Order of Conditions has been issued for this crossing.

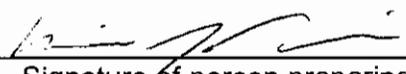
A Phase 1 Waiver is being requested so that the proponent can commence construction in the winter and have homes available for the spring selling season. At the same time, the DEIR required by the EOEAs Secretary's Certificate on the ENF will be prepared and submitted for review. The DEIR will contain information about all Phases of the project, and the proponent realizes that issuance of a Phase 1 Waiver does not entitle them to the development of any future phases.

ATTACHMENTS & SIGNATURES

Attachments:

1. Secretary's most recent Certificate on this project
2. Plan showing most recent previously-reviewed proposed build condition
3. Plan showing currently proposed build condition
4. Original U.S.G.S. map or good quality color copy (8-1/2 x 11 inches or larger) indicating the project location and boundaries
5. List of all agencies and persons to whom the proponent circulated the NPC, in accordance with 301 CMR 11.10(7)

Signatures:

12/14/06		12/14/09	
Date	Signature of Responsible Officer or Proponent	Date	Signature of person preparing NPC (if different from above)

<u>Robert A. Shelmerdine</u>	<u>Michael J. Toohill</u>
Name (print or type)	Name (print or type)

<u>Cumberland Associates Realty Trust</u>	<u>ENSR Corp.</u>
Firm/Agency	Firm/Agency

<u>P.O. Box 101</u>	<u>2 Technology Park Drive</u>
Street	Street

<u>Sharon, MA 02067</u>	<u>Westford, MA 01886</u>
Municipality/State/Zip	Municipality/State/Zip

<u>508-850-5200</u>	<u>978-589-3226</u>
Phone	Phone